

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 4914

IN THE MATTER OF:

Served August 22, 1996

FRANK WARNER, Trading as F&C)
TRANSPORTATION SERVICES, Request)
to Change Tariff)

Case No. MP-96-50

Pursuant to Order No. 4876, served June 21, 1996, Frank Warner trading as F&C Transportation Services (F&C) filed certain required documents, including its General Tariff No. GT-1. As relevant here, the tariff contained an excess-mileage rate of \$1.00 per mile applicable to certain per capita service.


On August 16, 1996, F&C requested permission to change the excess-mileage rate from \$1.00 to \$1.75. F&C states that the \$1.00 rate was an error which went undetected until after July 29, 1996, when F&C's Certificate No. 346 was issued and the tariff became effective.

Under Commission Regulation No. 56-03(a), a general tariff must remain in effect for a minimum of 60 days and may not be changed within that period. F&C seeks a waiver of that provision, asserting that the \$1.00 rate was a mistake. Our review of F&C's application filed April 26, 1996, shows that the excess-mileage rate originally proposed was \$1.75. This corroborates F&C's assertion, and we will permit the filing of an amended tariff.

THEREFORE, IT IS ORDERED:

1. That F&C's request to change its general tariff in less than the 60 days specified in Regulation No. 56-03(a) is hereby granted.
2. That F&C may file an original and four copies of its General Tariff No. GT-2, cancelling GT-1, as specified herein.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS ALEXANDER AND LIGON:


William H. McGilvery
Executive Director